

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION**

MERCHANT CAPITAL, LLC and )  
NEW SUNSHINE, LLC, )  
 )  
Plaintiffs, )  
 )  
 )  
v. )  
 )  
MELANIA MARKS SKINCARE, LLC, )  
 )  
Defendant. )

CAUSE NO.: 1:13-cv-00873-JMS-DML

**PLAINTIFFS' FINAL WITNESS LIST**

Plaintiffs Merchant Capital, LLC and New Sunshine, LLC, by counsel, for their Final  
Witness List, states the following:

1. Rodney Smith;
2. Matthew Cotton;
3. James Anderson;
4. Eric Weber;
5. Stephen Hilbert;
6. Tomisue Hilbert;
7. Scott Matthews;
8. Melania Trump;
9. Donald Trump;
10. Cathy Glosser;
11. Jonathan E. Gross;
12. Karen Pasternack;
13. Aimee Preston;

14. Eric Rosenstrauch;
15. Representative(s) from Lord & Taylor;
16. Representatives from any other retail outlet regarding the products at issue in the License Agreement;
17. Witnesses regarding the sale of Le Chateau des Palmiers;
18. Other representatives from New Sunshine, LLC;
19. Other representatives from Merchant Capital, LLC;
20. Other representatives from Melania Marks Skincare, LLC
21. Any and all witnesses that may be discovered between the date of this witness list and the trial of this matter;
22. All witnesses identified during depositions or discovery in this matter;
23. All records custodians for any exhibits that will be introduced at trial;
24. Any and all witnesses needed for rebuttal or impeachment purposes; and
25. All witnesses identified by Defendant.

Respectfully submitted,

/s/Jerry M. Padgett  
Jerry M. Padgett (#27282-49)  
One of the Attorneys for Plaintiffs,  
*Merchant Capital, LLC and New Sunshine,*  
*LLC*

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 7<sup>th</sup> day of October, 2013, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to the following:

Norman T. Funk  
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/s/ Jerry M. Padgett  
Jerry M. Padgett